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Attorney for Defendants

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF WYOMING**

STEPHEN P. KELLY,)	
)	
Plaintiff,)	Civil Action No. 23-CV-004
)	
v.)	
)	
POWELL POLICE DEPARTMENT, a Wyoming)	
Law Enforcement Entity, and)	
)	
POWELL POLICE DEPARTMENT OFFICER,)	
CALEB SCHMIDT, in his official capacity,)	
)	
Defendants.)	

NOTICE OF UNCLAIMED MAIL

COME NOW, the Defendants, the City of Powell Police Department and Officer Caleb Schmidt in his official capacity, by and through their attorney, Thomas W. Rumpke, of Williams, Porter, Day & Neville, P.C., and hereby states as follows:

1. On February 21, 2023, Defendants filed their Motion to Dismiss [ECF No. 14] and accompanying Memorandum of Law [ECF No. 15]. Copies were sent to Mr. Kelly's mailing address on file at the time, namely General Delivery, Omaha Nebraska. [See ECF Nos. 3, 7].
2. Plaintiff has not responded to the Motion to Dismiss.

3. On March 6, 2023, Defendants received notice that mail from the Court to the Plaintiff was returned as unclaimed, but that mail was addressed to General Delivery, Billings, Montana.

4. Then, on April 25, 2023, Defendants received notice that mail from the Court to the Plaintiff was returned as unclaimed, but that mail was addressed to General Delivery, Grand Island, Nebraska.

5. On May 18, 2023, the Defendants received a piece of mail from the Defendants to Plaintiff returned as unclaimed. A copy is attached hereto as Exhibit 1.

6. Thus, it appears that Plaintiff is not claiming mail addressed to him at Billings, Montana, Grand Island, Nebraska, and Omaha, Nebraska.

DATED this 19th day of May, 2023.

/s/ Thomas W. Rumpke
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CERTIFICATE OF SERVICE

I do hereby certify that on this 19th day of May, 2023, a true and correct copy of the foregoing was served as indicated below:

Stephen P. Kelly
General Delivery
U.S. Post Office
Omaha, NE 68108

[✓] U.S. Mail

/s/ Tamara Lang
Williams, Porter, Day & Neville, P.C.

W/P
D&N

WILLIAMS, PORTER, DAY & NEVILLE PC.
Hypocritical Law Firm
PO BOX 748
CHEYENNE, WY 82001

MAY 18 2023

RECEIVED

UVC

STEPHEN P. KELLY
GENERAL DELIVERY
U.S. POST OFFICE
OMAHA, NE 68102

APR 10

NIXIE

6808 DC 1

06005/15/23

RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

BC: 82003074848

*1968-01139-15-22



stamps.com stamps.com



B18960.10
\$0.60
US POSTAGE
FIRST-CLASS
062S0014950438
82001

EXHIBIT

1